

ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of)
)
Petition of the State of) PR Docket No. 94-105
California and the Public)
Utilities Commission of the)
State of California to)
Retain Regulatory Authority) DOCKET FILE COPY ORIGINAL
Over Intrastate Cellular)
Service Rates)

REQUEST FOR WAIVER
TO REVIEW CONFIDENTIAL INFORMATION

Los Angeles Cellular Telephone Company ("LA Cellular"), by its counsel, hereby requests a waiver of Sections 0.459 and 0.461 of the Commission's Rules, 47 C.F.R. §§ 0.459 and 0.461, and of the terms of the Order, DA 95-208, released February 9, 1995 (the "Second Confidentiality Order") by the Wireless Telecommunications Bureau (the "Wireless Bureau") in the above-captioned proceeding. The Second Confidentiality Order would permit disclosure of confidential and proprietary information, some of which apparently was originally submitted by LA Cellular to the California Attorney General, who then forwarded portions to the California Public Utili-

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ties Commission (the "CPUC"). The CPUC then filed with the Federal Communications Commission ("Commission") some of the information it obtained from the California Attorney General (the "AG Excerpts"), but these AG Excerpts have heretofore been withheld from public disclosure.

In the Second Confidentiality Order the Commission deferred release of the AG Excerpts until February 17, 1995 to enable LA Cellular and other interested parties to file an Application for Review challenging the release of such materials pursuant to a protective order. LA Cellular, however, has not been made privy to the specific nature of the AG Excerpts, by either the CPUC or the Commission, despite requesting such a review from both entities. Accordingly, pursuant to the suggestion of the Commission's Staff (in response to the aforementioned request to review the AG Excerpts), LA Cellular hereby submits this waiver so that it may review only those portions of the AG Excerpts that pertain to LA Cellular or were provided to the California Attorney General by LA Cellular. Such a review will enable LA Cellular to determine whether an Application for Review is warranted, and therefore could save it, the Commission, and other parties to this proceeding significant time and resources and expedite the final outcome of the

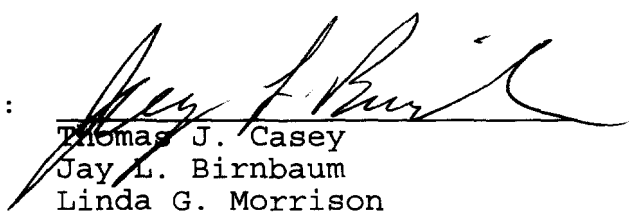
above-captioned proceeding. Further, should LA Cellular determine, after reviewing the relevant AG Excerpts, that an Application for Review is warranted, it will be unable fairly to draft an appropriate pleading without having reviewed the information that it would be seeking to protect from disclosure.

Counsel for LA Cellular has informed counsel for the CPUC of the filing of this instant waiver request and counsel for the CPUC has no objection to the Commission's grant hereof.

Respectfully submitted,

LOS ANGELES CELLULAR TELEPHONE
COMPANY

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Dated: February 14, 1995

CERTIFICATE OF SERVICE

I, Linda G. Morrison, do hereby certify that true copies of the foregoing "Request for Waiver to Review Confidential Information" were delivered this 14th day of February, 1994, by hand delivery (unless otherwise noted), to the following:

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